



General Assembly

February Session, 2010

Raised Bill No. 303

LCO No. 1615

01615_____PD_

Referred to Committee on Planning and Development

Introduced by:
(PD)

AN ACT CONCERNING A MUNICIPAL HOTEL TAX.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2010*) (a) As used in this section,
2 "municipality" means any town, city, borough, consolidated town and
3 city or consolidated town and borough, and "hotel" and "lodging
4 house" have the same meanings as provided in section 12-407 of the
5 general statutes.

6 (b) Any municipality may, upon approval by its legislative body, or,
7 in any town in which the legislative body is a town meeting, by the
8 board of selectmen, establish by ordinance a tax upon the transfer of
9 occupancy of any room or rooms in a hotel or lodging house of not
10 more than four per cent of the total amount of rent for each such
11 occupancy.

12 (c) Any municipal tax imposed pursuant to this section shall be in
13 addition to any state tax imposed on the same activity.

14 (d) (1) Any tax imposed by a municipality under the provisions of
15 this section shall be collected and administered by the Department of

16 Revenue Services, in the same manner as such taxes are currently paid,
17 and in accordance with the laws governing such taxes. The department
18 shall segregate the amount paid that is attributable to any municipal
19 tax and, commencing on the first day of the calendar quarter next
20 succeeding the institution of such municipal tax, remit to the
21 municipality such amount. Thereafter, the department shall remit
22 quarterly to the municipality any amounts received attributable to a
23 municipal tax.

24 (2) For the fiscal years ending June 30, 2011, and June 30, 2012, the
25 department may deduct from the amounts received attributable to
26 municipal taxes any costs directly associated with the administration
27 and collection of such taxes by the department.

28 (e) A municipality may use the revenue generated by any tax
29 enacted under the provisions of this section for the general fund of the
30 municipality, capital expenditures, or any regular or special purpose as
31 provided in the budget enacted each year by the municipality.

32 Sec. 2. Subdivision (2) of subsection (c) of section 7-148 of the
33 general statutes is repealed and the following is substituted in lieu
34 thereof (*Effective July 1, 2010*):

35 (2) (A) Establish and maintain a budget system;

36 (B) (i) Assess, levy and collect taxes for general or special purposes
37 on all property, subjects or objects which may be lawfully taxed, and
38 regulate the mode of assessment and collection of taxes and
39 assessments not otherwise provided for, including establishment of a
40 procedure for the withholding of approval of building application
41 when taxes or water or sewer rates, charges or assessments imposed
42 by the municipality are delinquent for the property for which an
43 application was made; and

44 (ii) Assess, levy and collect for general or special purposes any taxes
45 permitted pursuant to section 1 of this act;

46 (C) Make appropriations for the support of the municipality and
47 pay its debts;

48 (D) Make appropriations for the purpose of meeting a public
49 emergency threatening the lives, health or property of citizens,
50 provided such appropriations shall require a favorable vote of at least
51 two-thirds of the entire membership of the legislative body or, when
52 the legislative body is the town meeting, at least two-thirds of those
53 present and voting;

54 (E) Make appropriations to military organizations, hospitals, health
55 care facilities, public health nursing organizations, nonprofit museums
56 and libraries, organizations providing drug abuse and dependency
57 programs and any other private organization performing a public
58 function;

59 (F) Provide for the manner in which contracts involving unusual
60 expenditures shall be made;

61 (G) When not specifically prescribed by general statute or by
62 charter, prescribe the form of proceedings and mode of assessing
63 benefits and appraising damages in taking land for public use, or in
64 making public improvements to be paid for, in whole or in part, by
65 special assessments, and prescribe the manner in which all benefits
66 assessed shall be collected;

67 (H) Provide for the bonding of municipal officials or employees by
68 requiring the furnishing of such bond, conditioned upon honesty or
69 faithful performance of duty and determine the amount, form, and
70 sufficiency of the sureties thereof;

71 (I) Regulate the method of borrowing money for any purpose for
72 which taxes may be levied and borrow on the faith and credit of the
73 municipality for such general or special purposes and to such extent as
74 is authorized by general statute;

75 (J) Provide for the temporary borrowing of money;

76 (K) Create a sinking fund or funds or a trust fund or funds or other
77 special funds, including funds which do not lapse at the end of the
78 municipal fiscal year;

79 (L) Provide for the assignment of municipal tax liens on real
80 property to the extent authorized by general statute.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2010</i>	New section
Sec. 2	<i>July 1, 2010</i>	7-148(c)(2)

Statement of Purpose:

To allow municipalities the option of adopting a hotel tax ordinance.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]